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Attorneys for Plaintiff, LITTLE WHITE DOVE,
LLC

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF ALASKA

IN THE MATTER OF THE COMPLAINT OF
LITTLE WHITE DOVE, LLC, an Alaska
Limited Liability Company, Owner of the F/V
LITTLE WHITE DOVE, Official No. 607001,
for exoneration from or limitation of liability,

Plaintiff.

IN ADMIRALITY

Case No. 3:05-CV-0067-JWS

**SUR REPLY TO CONDITIONAL OPPOSITION TO
MOTION TO EXTEND DISCOVERY**

Petitioner objects to Claimant's new request to entirely vacate the pretrial order in this case. Pretrial deadlines including preliminary and final witness lists, and the naming of experts and disclosure of expert reports expired long ago. The parties have had sufficient time to name witnesses and experts in the matter. The only reason for the extension of discovery was to accommodate the appearance of new counsel in the case and the interim issues on the 9th Circuit appeal with the parties' prior belief that the case was stayed. Deadlines which expired

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2 long before these issues arose, and before the appearance of new counsel in the case should not
3 be extended.

4 Claimants and Petitioner were fully represented by counsel at the time prior deadlines
5 occurred and provided their information. Thus, neither party is prejudiced by the expiration of
6 pretrial deadlines before substitution of new counsel and filing of the appeal. The remaining
7 deadlines occurring after appearance of counsel and the appeal were the Close of Discovery,
8 Discovery Motions and Dispositive Motions and Motions in Limine. Petitioner's respectfully
9 request an extension of these matters so that the case can be timely heard.

10 DATED this 3rd day of October 2006 at Anchorage, Alaska.

11 FARLEY & GRAVES, P. C.

12 By: s/Cheryl L. Graves

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CERTIFICATE OF SERVICE

Pursuant to Civil Rule 5, I hereby certify that on this
____3rd____ day of October 2006, I caused a true and correct
copy of the Sur Reply to Conditional Opposition to Motion to
Extend Discovery to be served electronically on the following
person(s):

Charles W. Ray, Jr., Esq.
Law Offices of Charles W. Ray, Jr., P.C.
711 H Street, Suite 310
Anchorage, AK 99501

By: s/Cheryl L. Graves